

MD 1

IN THE UNITED STATES DISTRICT COURT FOR  
THE MIDDLE DISTRICT OF ALABAMA

2007 NOV 16 A 10:42

Christopher Daniel Gay)

Full name and prison name of Plaintiff(s)

DEBRA P. HACKETT, C.  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

v.

CIVIL ACTION NO. 2:07 cv 1012 - MHT  
(To be supplied by Clerk of U.S. District Court)MR. Windom McGhee)MR. LEVAN Thomas)MR. JAMES H. DEJARCH)MR. TRACY DUNNICAN)MR. RICHARD GALT)MR. RICHARD GALT)

Name of person(s) who violated your constitutional rights. (List the names of all the persons.)

## I. PREVIOUS LAWSUITS

- A. Have you begun other lawsuits in state or federal court dealing with the same or similar facts involved in this action? YES  No
- B. Have you begun other lawsuits in state or federal court relating to your imprisonment? YES  NO
- C. If your answer to A or B is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

## 1. Parties to this previous lawsuit:

Plaintiff(s) NADefendant(s) NA

## 2. Court (if federal court, name the district; if state court, name the county)

NA

3. Docket number NA
4. Name of judge to whom case was assigned NA
5. Disposition (for example: was the case dismissed? Was it appealed? Is it still pending?) NA
6. Approximate date of filing lawsuit NA
7. Approximate date of disposition NA

II. PLACE OF PRESENT CONFINEMENT DRAPER CORRECTIONAL

FACILITY, PO BOX 1107, ELMORE, ALABAMA, 36025

PLACE OR INSTITUTION WHERE INCIDENT OCCURRED FRANK LEE

YOUTH CENTER, PO BOX 220410, DEATSVILLE ALABAMA, 36022

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

	NAME	ADDRESS
1.	<u>MR. WINDOM MCGHEE, PO BOX 220410, DEATSVILLE AL, 36022</u>	<u>FRANK LEE YOUTH CENTER</u>
2.	<u>MR. LEVAN THOMAS, PO BOX 220410, DEATSVILLE AL, 36022</u>	<u>FRANK LEE YOUTH CENTER</u>
3.	<u>MR. JAMES H. DELOACH, 301 S. RIDLEY ST, PO BOX 301501, MONTGOMERY AL,</u>	<u>DEPARTMENT OF CORRECTIONS</u>
4.	<u>MR. RICHARD F. AHERN, 301 S. RIDLEY ST, PO BOX 301501, MONTGOMERY</u>	<u>36130</u>
5.	<u>MRS. TRACY DUNNIGAN, PO BOX 220410, DEATSVILLE AL, 36022</u>	<u>FRANK LEE YOUTH CENTER</u>
6.	<u>MR. ROYCE THOMAS, PO BOX 1107, ELMORE AL 36025</u>	<u>DRAPER CORRECTIONAL FACILITY</u>

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED DURING JULY, AN

AUG 12<sup>TH</sup> AND DURING AUGUST, SEPTEMBER AN ONGOING THING.

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: DUE PROCESS, VIOLATION OF MY  
8<sup>TH</sup> AMMENDMENT RIGHT

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

REGULATION #403, STATES When form 225B is served on INMATE serving OFFICER is TO COMPLETE ITEM 5, I HAVE ORIGINAL Disciplinary Form 225B, OFFICER NEVER COMPLETED ITEM 5 This IS VIOLATION ON DUE PROCESSES, VIOLATION OF MY 8<sup>TH</sup> AMMENDMENT RIGHT.

GROUND TWO: RACIAL DISCRIMINATION

SUPPORTING FACTS: OFFICER Windom McGhee, MADE RACIAL REMARKS AT ME THE TIME I WAS AT FRANKIE YOUTH CENTER, I WAS THE ONLY INMATE PICKED OUT OF A CROWD OF BLACK INMATES TO PICK UP THEIR CIGARETTE BUTT'S, I STATED TO OFFICER MC GHEE THAT I DIDN'T SMOKE, OFFICER MC GHEE STATED TO ME THAT I WAS GOING TO PICK UP THE CIGARETTE BUTT'S, THEN CALLED ME A STUPID WHITE SON OF A BITCH.

GROUND THREE: VIOLATION OF PRISONER RIGHTS.

SUPPORTING FACTS: VIOLATION OF PRISONER RIGHTS, BEING NO GRIEVANCE OR COMPLAINT PROCESSES. THERE IS NO WAY TO PUT A COMPLAINT ON AN OFFICER WHEN HE OR SHE IS VIOLATING YOUR RIGHTS.

VI. STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU.  
MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

Remove Disciplinary From my File

Give my custody back

Send me back to an Honor camp (RED EAGLE)

Christopher D. Hay  
Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 11/1/2007.  
(Date)

Christopher D. Hay  
Signature of plaintiff(s)

Officer Windom McGhee Was very Racial to me the whole time i was at Frank LeeYouTh Center,I was picked out of a big group of Black inmates to pick up their Cigarett buts,When i complained that i did not smoke i was called racial names.this went on everyday that he worked,When i went to SGT.Tracy Dunnican to complain about Officer Windom McGhee.I was told to get out of her face,When i asked for a Complaint,Grievance form i was told there was not one,I went to Warden Levan Thomas With all this i was told the samething When i told them that i was going to the Commissioner with how Officer Windom McGhee was treating me. He some how located a pair of state pants that was being died in ink,(THIS INK IS CLOTHING STAMPOUT INK THAT ONLY PEOPLE WHO WORK IN CLOTHING HAS ACCESS TO.OR OFFICERS HAS ACCESS TO)Officer Windom McGhee Issued me a Disciplnary For Intentionall creating a Security threat, or Health hazard,SGT.Tracy Dunnican.And WARDEN Levan Thomas had me transferred away from FrankLee Youth Center,I Wrote to Warden Levan Thomas asking him to investigate this,He never responded.Warden Levan Thomas Had Them to take my Custody,My Privledgs,And put me to work in the fields for 120 days. When i was served with the Disciplnary it was not completed,I went to LT.Helms about this he told me he couldnt do anything about it.(WHICH IS NOT TRUE)((I requested a Officer for a witness Officer Windom McGhee said my witness wasnt coming.Officer Windom,McGhee Stated 3 different testimonies while under oath.I do have Documentation to prove this,He lied on all questions asked. i have Documentation to prove this,ive got Documentation to prove that im not guilty of this,All my pants was Accounted for.I can prove Officer Windom McGhee Set this up! I went to Commissioner Allen with this,I did receive a letter telling me to send my evidence to him(I STILL HAVE LETTER) I did send it, And received a letter back from ASSOCIATE COMMISSIONER James DeLoach telling me that Disciplnary will stay. Commissioner Richard Allen has no Grivence, Or Complaint procces at any Instution. I can prove all grounds to bE a **A FACT!**

CLERKS OFFICE  
UNITED STATES DISTRICT COURT  
PO BOX - 711  
MONTGOMERY AL 36101-0711

LEGRIM MAIL

This correspondence is from  
an Alabama State Prison. The inmates have  
not been evaluated, and the Alabama Department  
of Corrections is not responsible for the substance  
or content of the enclosed communication.  
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DRAPEL CORRE FACILITY  
JEREMY C. NEISON #A49165